09/123,614

12032

## IN THE CLAIMS:

Cancel claims 3-6, 12-21 and 23

Amend claims as follows:

- 1. (Amended) An apparatus for anchoring a tubular element within a passageway formed in a mammalian body, the passageway having a wall with an inner surface, the apparatus comprising:
- a) a tubular element [having a flexible, elongated,] <u>comprising a hollow tubular outer</u> lumen [with a central longitudinal axis extending therethrough, the outer lumen] having a proximal end and a distal end;
- b) deployment means positioned within the outer lumen and slidable with respect to the outer lumen, the deployment means [having a] comprising a hollow tubular inner lumen with a wall having an inner surface, where the inner lumen has a proximal end and a distal end, and where the inner lumen has an bore extending completely through the inner lumen from the proximal end [and a] to the distal end; and,
- c) a plurality of resilient anchoring members [coupled] attached to the distal end of the [deployment means] inner lumen and extending longitudinally beyond the distal end of the [deployment means] inner lumen, each anchoring member being reversibly movable by the deployment means between a first position and a second position, [wherein] where in the first position, at least a portion of each anchoring member is retracted within the outer lumen [of the tubular element], and [wherein] where in the second position, at least a portion of each anchoring member is deployed exteriorly to the outer lumen [of the tubular element], so as to engage [an inner wall] the inner surface of the mammalian passageway and anchor the tubular element in [a selected position within] the passageway.
- 2. (Amended) The apparatus of claim 1, [wherein] where the tubular element is a catheter.
- 7. (Amended) The apparatus of claim 1, [wherein] where the deployment means further comprises [an elongated] a guide wire having a proximal end and a distal end, and

09/123,614

12032

[further having a collar member coupled] where the inner lumen is a collar member attached to the distal end of the guide wire.

- 8. (Amended) The apparatus of claim 1, [wherein] where the anchoring members [are comprised of] comprise a pseudoelastic material.
- 9. (Amended) The apparatus of claim 8, [wherein] where the pseudoelastic material is a nickel titanium alloy.
- 10. (Amended) The apparatus of claim 1, [wherein] where the anchoring members [are comprised of] comprise spring steel.
- 11. (Amended) The apparatus of claim 1 [having], where the plurality of resilient anchoring members comprises two anchoring members.
- 22. (Amended) A method for anchoring a tubular element within a passageway formed in a mammalian body, the passageway having an inner surface, the method comprising [the steps of]:
  - a) providing the apparatus of claim 1;
- b) positioning the apparatus [of claim 1] at a selected location within the passageway; and
- c) deploying at least a portion of anchoring members [of the apparatus of claim 1] against [an inner wall within] the inner surface of the passageway thereby anchoring the tubular element within the passageway at the selected location[; and,
- d) engaging the anchoring members from the inner wall and retracting the anchoring members back into the tubular element].

## Add new claims 24-27:

- 24. The apparatus of claim 1, where the anchoring members are attached within the wall of the inner lumen.
- 25. The apparatus of claim 1, where the anchoring members are attached to the inner surface of the wall of the inner lumen.
  - 26. The apparatus of claim 1, where the anchoring members are substantially oval in